

**THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA**

DAVID TUCKER,

Plaintiff,

v.

**WAYNE McKINNEY, in his personal
capacity; JEFF DAVIS, in his personal
capacity; and MICHAEL E. REID,
in his personal capacity,**

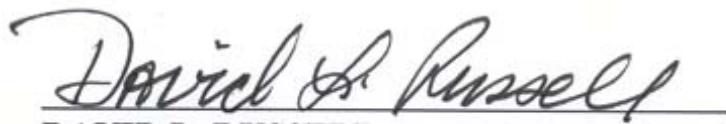
Defendants.

Case No. CIV-11-1109-R

ORDER

Before the Court is the Report and Recommendation of United States Magistrate Judge Robert E. Bacharach entered June 6, 2012. Doc. No. 49. No objection to the Report and Recommendation has been filed nor has an extension of time in which to object been sought or granted. Therefore, the Report and Recommendation of the Magistrate Judge is ADOPTED, Plaintiff's motion to dismiss without prejudice his claims against Defendant Jeff Davis [Doc. No. 48] is GRANTED and Plaintiff's claims against Defendant Jeff Davis are DISMISSED without prejudice.

IT IS SO ORDERED this 28th day of June, 2012.



DAVID L. RUSSELL
UNITED STATES DISTRICT JUDGE